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PATENT
CUSTOMER NUMBER 22,852
ATTORNEY DOCKET NO. 787.0023-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ASSISTANT COMMISSIONER FOR PATENTS
BOX CPA
Washington, D.C. 20231

Linda
3/27/01

Prior Application Art Unit: 1645

Prior Application Examiner: V. Portner

SIR: This is a request for filing a second Continued Prosecution Application as a:

☒ Continuation or ☐ Divisional application under 37 C.F.R. § 1.53(d) of pending prior nonprovisional application Serial No. 08/837,459, first filed April 18, 1997 for Histidine-Tagged Intimin and Methods of Using Intimin to Stimulate an Immune Response and as an Antigen Carrier with Targeting Capability by the following named inventors: Marian L. McKee, Alison D. O'Brien, and Marian R. Wachtel.

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

1. ☒ Applicants hereby petitions for a two-month extension of time to respond to the Final Office Action dated October 18, 2000. The filing fee includes the amount of \$390.00 to cover the cost of this extension of time.
2. ☐ Enclosed is a Request for Non-Publication of Application and Certification Under 35 U.S.C. § 1.22(b)(2)(B)(i).
3. ☐ Enter the amendment previously filed on _____ under 37 C.F.R. § 1.116 but unentered, in the prior application.
4. ☐ A Preliminary Amendment is enclosed.
5. ☐ This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. 1.53 (d)(4).
 - a. ☐ DELETE the following inventor(s) named in the prior nonprovisional application:

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- b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
6. ☒ The filing fee is calculated on the basis of the claims existing in the prior application as amended at 3 and 4 above.

Basic Application Filing Fee					\$710	\$ 710.00
	Number of Claims		Basic	Extra Claims		
Total Claims	3	-	20	0	x \$18	0.00
Independent Claims	1	-	3	0	x \$80	0.00
<input type="checkbox"/> Presentation of Multiple Dep. Claim(s)					+\$270	
Subtotal						\$ 710.00
Reduction by 1/2 if small entity						- 355.00
TOTAL APPLICATION FILING FEE						\$ 355.00

7. ☒ A check in the amount of \$355.00 to cover the filing fee and any extension of time fees is enclosed.
8. ☒ The Commissioner is hereby authorized to charge any fees including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, or credit any overpayment to Deposit Account No. 06-0916.
9. ☒ A verified statement claiming small entity status
☐ is enclosed or ☒ is on file in the prior application.
10. ☒ Priority of applications Serial Nos. 60/015,657 and 60/015,936, filed on April 19, 1996 and April 22, 1996 in the United States is claimed under 35 U.S.C. § 119. A certified copy
☐ is enclosed or ☒ is on file in the prior application.
11. ☒ The prior application is assigned of record to: Henry M. Jackson Foundation for the Advancement of Military Medicine; date recorded: September 3, 1997; Reel 8695; Frame 0737.
12. ☒ The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630;

The PTO did not receive the following
 listed item(s) \$ 355.00 check

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13. ☒ Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315, **Customer Number 22,852.**
14. ☒ Recognize as associate attorney/agent Laural S. Boone, Reg. No. 43,505.
15. ☐ Also enclosed is _____

PETITION FOR EXTENSION. If any extension of time is necessary for the filing of this application, including any extension in the parent application, serial no. 08/837,459, filed April 18, 1997, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that any member of the public, who is entitled under the provisions of § 1.14 to access to, copies of, or information concerning either the prior application or any continuing application filed under the provisions of 37 C.F.R. § 1.53(d), may be given similar access to, copies of, or similar information concerning the other application or applications in the file jacket.

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: March 19, 2001

By: 

Allen R. Jensen
Reg. No. 28,224

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